

[Appendix to Opinion]
INFORMATIONAL STATEMENT

I. ANY RELATED OR PRIOR APPEAL (Identify)

II. BASIS OF SUPREME COURT JURISDICTION (see Rule 1-2 (a))

(☐) Check here if no basis for Supreme Court Jurisdiction is being asserted, or check below all applicable grounds on which Supreme Court Jurisdiction is asserted.

- (1) ☐ Construction of Constitution of Arkansas
- (2) ☐ Death penalty, life imprisonment
- (3) ☐ Extraordinary writs
- (4) ☐ Elections and election procedures
- (5) ☐ Discipline of attorneys
- (6) ☐ Discipline and disability of judges
- (7) ☐ Previous appeal in Supreme Court
- (8) ☐ Appeal to Supreme Court by law

III. NATURE OF APPEAL

- (1) ☐ Administrative or regulatory action
- (2) ☐ Rule 37
- (3) ☐ Rule on Clerk
- (4) ☐ Interlocutory appeal
- (5) ☐ Usury
- (6) ☐ Products liability
- (7) ☐ Oil, gas, or mineral rights
- (8) ☐ Torts
- (9) ☐ Construction of deed or will
- (10) ☐ Contract

(11) ____ Criminal

(i)

[Write a brief statement limited to the space provided describing the case on appeal, and set out the causes of action (i.e., in a civil case, tort, contract, etc., or in a criminal case, the convicted offenses, whether felony or misdemeanor, and the punishment) underlying the judgment from which the appeal is taken.]

IV. IS THE ONLY ISSUE ON APPEAL WHETHER THE EVIDENCE IS SUFFICIENT TO SUPPORT THE JUDGMENT?

V. EXTRAORDINARY ISSUES. (Check if applicable, and discuss in PARAGRAPH 2 of the Jurisdictional Statement.)

☐ appeal presents issue of first impression,

☐ appeal involves issue upon which there is a perceived inconsistency in the decisions of the Court of Appeals or Supreme Court,

☐ appeal involves federal constitutional interpretation,

☐ appeal is of substantial public interest,

☐ appeal involves significant issue needing clarification or development of the law, or overruling of precedent.

☐ appeal involves significant issue concerning construction of statute, ordinance, rule, or regulation.

VI. CONFIDENTIAL INFORMATION.

1. Does the appeal involve confidential information as defined by Sections III (A) (11) and VII (A) of Administrative Order 19?

_____ Yes _____ No

2. If the answer is "yes," then does this brief comply with Rule 4-1(d)?

_____ Yes _____ No

(ii)

INSTRUCTIONS FOR JURISDICTIONAL STATEMENT

Counsel should keep in mind the Jurisdictional Statement is to be used for jurisdictional purposes only, and the discussion of the issues on appeal should be limited to their jurisdictional relevance, and not to argue their substantive merit.

The Jurisdictional Statement pursuant to Rule 1-2 (c) shall be completed on separate page(s), not to exceed three pages, and is subject to the provisions of Rule 1-2 (c). All requested information shall be contained in the body of the Statement. No separate supporting materials shall be affixed. The style of the case should not be stated, and, beginning with the first page, it shall contain in the order indicated:

1. The first numbered paragraph shall concisely state all issues of law raised on appeal. They should be expressed in the terms and circumstances of the case but without unnecessary detail.

2. The second numbered paragraph shall state the following: "I express a belief, based on a reasoned and studied professional judgment, that this appeal raises (no) (the following) question(s) of legal significance for jurisdictional purposes:" Then, the appellant shall explain each of the issues checked on PART V of the Informational Statement which are relevant to the appeal. Each issue should be stated with accuracy, brevity, and clarity, and should include the citations of any cases sought to be overruled or perceived to be in conflict.

(iii)

APPENDIX
Cite as 329 Ark. ____ (1997)

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